

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1993

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HOUSE BILL 452
Second Edition Engrossed 4/13/93

Short Title: Clarify Immuniz. Law.

(Public)

Sponsors: Representatives Gottovi; and Cummings.

Referred to: Health and Human Services.

March 22, 1993

A BILL TO BE ENTITLED

AN ACT TO CLARIFY THE REQUIREMENTS OF THE GENERAL STATUTES
PERTAINING TO IMMUNIZATIONS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 130A-153 is amended by adding the following new subsections to read:

"§ 130A-153. Obtaining immunization; reporting by local health departments; departments; access to immunization information in patient records; immunization of minors.

(a) The required immunization may be obtained from a physician licensed to practice medicine or from a local health department. Local health departments shall administer the required immunizations at no cost to the patient. The Department shall provide the vaccines for use by the local health departments. A local health department may redistribute these vaccines only in accordance with the rules of the Commission.

(b) Local health departments shall file monthly immunization reports with the Department. The report shall be filed on forms prepared by the Department and shall state each patient's age and the number of doses of each type of vaccine administered.

(c) Immunization certificates and information concerning immunizations contained in medical or other records shall, upon request, be shared with the Department, local health departments, and the patient's attending physician. In addition, an insurance institution, agent, or insurance support organization, as those terms are defined in G.S. 58-39-15, may share immunization information with the Department. The Commission may, for the purpose of assisting the Department in enforcing this

1 Part, provide by rule that other persons may have access to immunization information,
2 in whole or in part.

3 (d) A physician or local health department may immunize a minor with the
4 consent of a parent, guardian, or person standing **in loco parentis** to the minor. A
5 physician or local health department may also immunize a minor who is presented for
6 immunization by an adult who signs a statement that he or she is authorized by a parent,
7 guardian, or person standing **in loco parentis** to the minor to obtain the immunization
8 for the minor."

9 Sec. 2. G.S. 58-39-75 is amended by adding the following new subdivision
10 to read:

11 "(20) To the Department of Environment, Health, and Natural Resources and
12 the information disclosed is immunization information described in
13 G.S. 130A-153."

14 Sec. 3. This act is effective upon ratification.